

RECEIVED  
CENTRAL FAX CENTER  
OCT 31 2006

PLOUG8.001APC

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Agger et al.  
Appl. No. : 10/563,731  
Filed : January 6, 2006  
For : ADJUVANT COMBINATIONS OF  
LIPOSOMES AND  
MYCOBACTERIAL LIPIDS FOR  
IMMUNIZATION  
COMPOSITIONS AND  
VACCINES  
Examiner : Oluwatosin Ogunbiyi  
Group Art Unit: 1645

CERTIFICATE OF FAX TRANSMISSION  
PTO CENTRALIZED FAX

I hereby certify that this correspondence and all  
marked attachments, are being transmitted via  
facsimile to the USPTO centralized Fax No.  
(571) 273-8300 on the date shown below:

October 31, 2006

(Date)

Total number of pages including this sheet: 7

  
Eric S. Furman, Ph.D., Reg. No. 45,664REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents  
P.O. Box 1450  
Office of Initial Patent Examination  
Customer Service Center  
Alexandria, VA 22313-1450

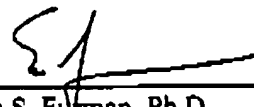
Dear Sir:

Applicants hereby request that the Official Filing Receipt, a copy of which is enclosed, be corrected to reflect the names of all inventors listed on the attached Declaration. Presently, the Filing Receipt incorrectly notes only one inventor (Else Marie Agger).

Respectfully submitted,

KNOBBE, MARTENS, OLSON &amp; BEAR, LLP

Dated: October 31, 2006

By:   
Eric S. Furman, Ph.D.  
Registration No. 45,664  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

3071355\ccy\103106

RECEIVED  
CENTRAL FAX CENTER

OCT 31 2006

Page 1 of 3  
PLOUG8.001APCJA  
ESP/NSB



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/563,731	01/06/2006	1645	900	PLOUG8.001APC	11	15	2

20995  
KNOBBE MARTENS OLSON & BEAR LLP  
2040 MAIN STREET  
FOURTEENTH FLOOR  
IRVINE, CA 92614

CONFIRMATION NO. 1203

FILING RECEIPT

\*OC000000020417366\*

Date Mailed: 09/14/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Else Agger, Copenhagen, DENMARK;

Power of Attorney: The patent practitioners associated with Customer Number **20995**.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/DK04/00488 07/07/2004

Foreign Applications

DENMARK PA200301046 07/09/2003

DENMARK PA200301403 09/27/2003

If Required, Foreign Filing License Granted: 09/13/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/563,731**

Projected Publication Date: 12/21/2006

Non-Publication Request: No

Early Publication Request: No

Title

Adjuvant combinations of liposomes and mycobacterial lipids for immunization compositions and vaccines

**Preliminary Class**

435

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof

unless it is revoked. This license is automatically transferred to any related applications(a) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time. If the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12. If a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

RECEIVED  
CENTRAL FAX CENTER

OCT 31 2006

Page 1

Attorney's Docket No. PLOUG8.001APC

**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled ADJUVANT COMBINATIONS OF LIPOSOMES AND MYCOBACTERIAL LIPIDS FOR IMMUNIZATION COMPOSITIONS AND VACCINES; the specification of which was filed on January 6, 2006 (Application No. 10/563,731); an international application on July 7, 2004 (PCT/DK2004/000488) and Danish Patent Applications (PA200301403 and PA200301046) filed September 27, 2003 and July 9, 2003, respectively;

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)Priority  
Claimed

Application No.: PCT/DK2004/000488 Filing Date: 7/7/2004 Status: Published Yes

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)Priority  
Claimed

Application No.: PA200301403 Country: Denmark

Filing Date: 9/27/2003

Yes

Application No.: PA200301046 Country: Denmark

Filing Date: 7/9/2003

Yes

Page 2

Attorney's Docket No. PLOUG8.001APC

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Else Marie Agger

Inventor's signature

Date

6th of March 2006

Residence: Krudtmøllegårds Allé 9, DK-2300, Copenhagen S, Denmark

Citizenship: Denmark

Mailing Address: Krudtmøllegårds Allé 9, DK-2300, Copenhagen S, Denmark

Full name of second inventor: Peter Andersen

Inventor's signature

Date

MARCH 14th 2006

Residence: Sparreholmvej 47, DK-2700 Brønshøj, Denmark

Citizenship: Denmark

Mailing Address: Sparreholmvej 47, DK-2700 Brønshøj, Denmark

Page 3

Attorney's Docket No. PLOUG8.001APC

---

Full name of third inventor: Anja Olsen

Inventor's signature

Anja Olsen

Date

6th of March 2006

Residence: Jacob Bulls Allé 121, DK-2860, Søborg, Denmark

Citizenship: Denmark

Mailing Address: Jacob Bulls Allé 121, DK-2860, Søborg, Denmark

Full name of fourth inventor: Ida Rosenkrands

Inventor's signature

Ida Rosenkrands

Date

March 7, 2006

Residence: Kastaniehaven 9, DK-3500, Værløse, Denmark

Citizenship: Denmark

Mailing Address: Kastaniehaven 9, DK-3500, Værløse, Denmark

---

Send Correspondence To:

KNOBBE, MARTENS, OLSON &amp; BEAR, LLP

Customer No. 20,995

2405573

022806